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Patent and Trademark Office: U.S. Department of Commerce

0001/PTO
Rev. 10/95U.S. Department of Commerce
Patent and Trademark Office

Application Number

09/815,573

Filing Date

March 22, 2001

First Named Inventor

Hector F. DeLuca

Group Art Unit

1614

Examiner Name

Attorney Docket Number

1256-00721

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of pages in this Submission

9

Enclosures (check all that apply)☒ Fee Transmittal Form
☒ Fee Attached☐ Amendment/Response
☐ After final☐ Extension of Time Request☐ Express Abandonment
Request☐ Information Disclosure
Statement/PTO-1449☐ Certified Copy of Priority
Document(s)☒ Response to Missing Parts/
Incomplete Application
☐ Response to Missing
Parts Under 37.1.52
or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Checklist and
Accompanying Petition☐ To Convert a Provisional
Application☐ Power of Attorney,
Revocation, Change of
Correspondence Address☐ Terminal Disclaimer☐ After Allowance
Communication To Group☐ Appeal Communication to
Board Of Appeals and
Interferences☐ Appeal Communication to
Group (Appeal Notice, Brief,
Reply Brief)☐ Proprietary Information☐ Status Letter☒ Additional Enclosure(s)
(Please identify below)

Return Receipt Postcard

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENTFirm
Or
Individual NameThomas M. Wozny, Reg. No. 28,922
ANDRUS, SCEALES, STARKE & SAWALL, LLP
100 East Wisconsin Avenue, Suite 1100, Milwaukee, WI 53202

Signature

Thomas M. Wozny

Date

May 24, 2001

CERTIFICATE OF MAILINGI hereby certify that this correspondence is being deposited with the United States Postal Service as first class
mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:
May 24, 2001

Typed or printed name

Dorothy A. Hauser

Signature

Dorothy A. Hauser



Approved for use through 9/30/98
Patent and Trademark Office: U.S. Department of Commerce

PTO/SB/17		COMPLETE IF KNOWN	
FEE TRANSMITTAL		Application Number 09/815,573	
		Filing Date March 22, 2001	
		First Named Inventor Hector F. DeLuca	
		Group Art Unit 1614	
		Examiner Name	
Total Amount of Payment (\$) 130.00		Attorney Docket Number 1256-00721	
METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)	
1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number 01.2000 Deposit Account Name ANDRUS, SCEALES, STARKE & SAWALL, LLP <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge the Issue Fee set in 37 CFR 1.18 at the Mailing of the Notice of Allowance. 37 CFR 1.311(b)		3. ADDITIONAL FEES Large Entity Small Entity Fee Fee Fee Fee Code (\$) Code (\$) Fee Description Fee Paid	
		105 130 205 65 Surcharge - late filing fee or oath \$130.00	
		127 50 227 25 Surcharge - late provisional filing fee or cover sheet	
		139 130 139 130 Non-English specification	
		147 2,520 147 2,520 For filing a request for examination	
		112 920* 112 920* Requesting publication of SIR prior to Examiner action	
		113 1,840* 113 1,840* Requesting publication of SIR after Examiner action	
		115 110 215 55 Extension for response within first month	
		116 380 216 190 Extension for response within second month	
		117 870 217 435 Extension for response within third month	
		118 1,360 218 680 Extension for response within fourth month	
		128 1,850 228 925 Extension for response within fifth month	
		119 300 218 150 Notice of Appeal	
		120 300 220 150 Filing a brief in support of an appeal	
		121 260 221 130 Request for oral hearing	
		138 1,510 138 1,510 Petition to institute a public use proceeding	
		140 110 240 55 Petition to revive unavoidably abandoned application	
		141 1,210 241 605 Petition to revive unintentionally abandoned application	
		142 1,240 242 620 Utility issue fee (or reissue)	
		143 440 243 220 Design issue fee	
		144 580 244 290 Plant issue fee	
		122 130 122 130 Petitions to the Commissioner	
		123 50 123 50 Petitions related to provisional applications	
		126 240 126 240 Submission of Information Disclos. Stmt.	
		591 40 591 40 Recording each patent assignment per property (times number of properties)	
		146 710 246 355 Filing a submission after final rejection (37 CFR 1.29(a))	
		149 710 249 355 For each additional invention to be examined (37 CFR 1.129(b))	
		Other fee (specify) _____	
		Other fee (specify) _____	
		* Reduced by Basic Filing Fee Paid	
SUBTOTAL (1) (\$)		SUBTOTAL (3) \$130.00	
2. CLAIMS			
Total claims - = X =			
Independent Claims - = X =			
Multiple Dependent Claims - = X =			
Large Entity Small Entity Fee			
Fee Fee Fee Fee Description Fee Paid			
Code (\$) Code (\$) Description Fee Paid			
101 710 201 355 Utility filing fee			
106 320 206 160 Design filing fee			
107 490 207 245 Plant filing fee			
108 710 208 355 Reissue filing fee			
114 150 214 75 Provisional filing fee			
SUBTOTAL (2) (\$)			
SUBMITTED BY		Complete (if applicable)	
Typed or Printed Name Thomas M. Wozny		Registration Number 28,922	
Signature <i>Thomas M. Wozny</i>		Deposit Account User ID	
Date 5-24-01			



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Hector F. DeLuca et al

Application No. 09/815,573

Filed: March 22, 2001

Group Art Unit: 1614

INCREASING PHOSPHORUS
UPTAKE FROM THE GUT OF DAIRY
COWS BY SUPPLEMENTING 1 α -
HYDROXYLATED VITAMIN D
COMPOUNDS

CERTIFICATE OF MAILING

) I hereby certify that this correspondence is
) being deposited with the United States Postal
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) mail in an envelope addressed to:
) Commissioner of Patents, Washington, D.C.
) 20231, on this 24th day of May, 2001.

) *Dorothy A. Hauser* May 24, 2001
) Dorothy A. Hauser Date

TRANSMISSION OF EXECUTED DECLARATION

Attention: Box Missing Parts - Fee
Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the "Notice to File Missing Parts of Nonprovisional Application", mailed May 8, 2001, copy attached, enclosed for filing in the above application is the executed Declaration.

A check in the amount of \$130.00 is attached for the surcharge.

The Commissioner is hereby authorized to charge any additional fees in accordance with 37 C.F.R. 1.16(e) to Deposit Account No. 01.2000. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

ANDRUS, SCEALES, STARKE & SAWALL, LLP

By *Thomas M. Wozny*
Thomas M. Wozny
Reg. No. 28,922

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Attorney Docket No.: 1256-00721



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/815,573	03/22/2001	Hector F. DeLuca	1256-00721

CONFIRMATION NO. 9707

FORMALITIES LETTER



OC000000006053374

Thomas M. Wozny
ANDRUS, SCEALES, STARKE & SAWALL, LLP
Suite 1100
100 East Wisconsin Avenue
Milwaukee, WI 53202-4178

Date Mailed: 05/08/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

h
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/31/2001 MDANTE1 00000022 09815573

01 FC:105

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